

Assented to Motion

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Avi Josefson

From: Susan M. Davies [sdavies@JOSEPHNYC.COM]
Sent: Thursday, November 02, 2006 6:24 PM
To: Steven Singer; Avi Josefson; Karen Dyer; George Coe
Subject: FW: Assented to Motion

Dexia counter proposal.

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From: Thomas.Carroll@CliffordChance.com [mailto:Thomas.Carroll@CliffordChance.com]
Sent: Thursday, November 02, 2006 6:16 PM
To: Susan M. Davies
Subject: Assented to Motion

Susan,

Here is our proposal.

Sincerely,

Teige

Thomas Teige Carroll
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11/9/2006

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

STONINGTON PARTNERS, INC., a Delaware Corporation, STONINGTON CAPITAL APPRECIATION 1994 FUND L.P., a Delaware Partnership and STONINGTON HOLDINGS, L.L.C., a Delaware limited liability company,

Plaintiffs,

v.

DEXIA, S.A. and DEXIA BANK BELGIUM (formerly known as ARTESIA BANKING CORP., SA),

Defendants.

Civil Action No.: 04-10411 (PBS)

GARY B. FILLER and LAWRENCE PERLMAN, Trustees of the TRA Rights Trust,

Plaintiffs,

v.

DEXIA, S.A. and DEXIA BANK BELGIUM (formerly known as ARTESIA BANKING CORP., SA),

Defendants.

Civil Action No.: 04-10477 (PBS)

JANET BAKER and JAMES BAKER,
JKBAKER LLC and JMBAKER LLC,

Plaintiffs,

v.

DEXIA, S.A. and DEXIA BANK BELGIUM
(formerly known as ARTESIA BANKING
CORP., SA),

Defendants.

Civil Action No.: 04-10501 (PBS)

**DEFENDANT'S ASSENTED-TO MOTION FOR EXTENSION OF TIME TO ANSWER
TRANSACTIONAL PLAINTIFFS' FIRST AMENDED COMPLAINTS**

Dexia Bank Belgium ("Dexia") respectfully moves this Court to grant an extension of time in which to file an answer to the First Amended Complaints ("FACs") filed by plaintiffs ("Transactional Plaintiffs") in the above-captioned actions. In support of this Motion, Dexia states as follows:

1. On October 13, 2006, the Court granted the Transactional Plaintiffs leave to file FACs.
2. Transactional Plaintiffs' FACs have been served on Dexia and filed in each of the above-captioned actions.
3. On November 1, 2006, the Transactional Plaintiffs assented to this motion to extend the time in which to answer the FACs to December 1, 2006, subject to Dexia's agreement that it would answer the FACs, and not move against them under Federal Rule of Civil Procedure 12 on any basis except subject matter or personal jurisdiction.

Wherefore, Dexia respectfully requests that this Court enter an order in each of the above-captioned actions granting Dexia an extension of time to answer the FACs to December 1, 2006.

Dated: November 3, 2006

Respectfully submitted,

MINTZ LEVIN COHN FERRIS
GLOVSKY & POPEO

By: /S/ Breton Leone-Quick
Peter M. Saparoff (BBO#441740)
Breton Leone-Quick (BBO#655571)

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Counsel for Dexia Bank Belgium

Certification

The above-signed counsel hereby certifies that, pursuant to Local Rule 7.1(A)(2), counsel for the parties have conferred and in good faith negotiated the issues within this motion. Counsel for Plaintiffs has assented to the granting of this motion.

CERTIFICATE OF SERVICE

I hereby certify that this document will be filed through the ECF system, which filing will constitute service of the document upon all registered ECF users as identified on the Notice of Electronic Filing (NEF). A paper copy of this document has been mailed in accordance with Fed. R. Civ. P. 5(b) to all those case participants not identified on the NEF as electronic recipients.

/S/ Breton Leone-Quick

Dated: November 3, 2006